

EXHIBIT U

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1 **BANK**

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6 Attorneys for Defendant/Counterclaimant/Crossclaimant/Third-Party Plaintiff, GMAC
MORTGAGE, LLC, sued herein as GMAC Mortgage Electronically Filed
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CLERK OF THE COURT

11 **DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 MAURICE SHARPE, an individual,

14 Plaintiff,

15 vs.

16 GMAC MORTGAGE, SSAFE MORTGAGE,
17 FIDELITY NATIONAL TITLE AGENCY OF
NEVADA, and DOES I-X inclusive ROE
18 CORPORATIONS XI-XX inclusive,

19 Defendants.

CASE NO. A602043

DEPT. NO. XVIII

**NOTICE OF BANKRUPTCY AND
EFFECT OF AUTOMATIC STAY**

20 GMAC MORTGAGE, LLC,

21 Counterclaimant/Crossclaimant,

22 vs.

23 MAURICE SHARPE, an individual,

24 Counterdefendant,

25 and

26 FIDELITY NATIONAL TITLE AGENCY OF
NEVADA,

27 Crossdefendant.
28

1 GMAC MORTGAGE, LLC,

2 Third-Party Plaintiff,

3 vs.

4 TRACY SHARPE, an individual; VICKI
5 LONGDEN, an individual; MOUNTAIN
6 VIEW MORTGAGE COMPANY, a Colorado
7 Corporation; SUZY BARRAGAN, an
individual; SILVANO BARRAGAN, an
individual; and DOES XXI through XL,
inclusive,

8 Third-Party Defendants.

9
10 **NOTICE OF BANKRUPTCY AND EFFECT OF AUTOMATIC STAY**

11 Defendant and debtor, GMAC MORTGAGE, LLC (collectively, the "Debtor"), by and
12 through its undersigned counsel, in accordance and consistent with section 362(a) of the United
13 States Bankruptcy Code, 11 U.S.C. §§ 101 *et seq.* (the "Bankruptcy Code"), respectfully submits this
14 Notice of Bankruptcy and Effect of Automatic Stay, and states as follows:

15 1. On May 14, 2012 (the "Petition Date"), the Debtor and certain of their affiliates filed
16 voluntary petitions (the "Petitions") under Chapter 11 of Title 11 of the Bankruptcy Code in the
17 United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New
18 York, NY 10004-1408 (the "Bankruptcy Code"). The Debtors' cases are jointly administered under
19 the Chapter 11 Case for the Debtor Residential Capital, LLC, et al., is indexed as case number
20 12-12020.

21 2. The "automatic stay" is codified in section 362 of the Bankruptcy Code. Section
22 362(a), *inter alia*, operates as an automatic stay of: (i) the commencement or continuation of a
23 "judicial, administrative, or other action or proceeding" against the Debtors (11 U.S.C. § 362(a)(1));
24 (ii) acts to "obtain possession of property" of the Debtors' estates (11 U.S.C. § 362(a)(3)); and (iii)
25 acts to "collect, assess, or recover a claim" against the Debtors arising prior to the Petition Date (11
26 U.S.C. § 362(a)(6)).

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3. The above-captioned action constitutes a "judicial, administrative, or other action or proceeding" against the Debtors, an act to obtain possession of the Debtors' property, and/or an act to collect or recover on a claim against the Debtor.

4. Accordingly, the above-captioned lawsuit should be stayed pursuant to 11 U.S.C. § 362(a).

5. Any action taken by the Plaintiff against the Debtors without obtaining relief from the automatic stay from the Bankruptcy Court may be void ab initio and may result in finding of contempt against Plaintiff by the Bankruptcy Court. The Debtors reserve and retain all of their statutory rights to seek relief in Bankruptcy Court from any action, judgment, order, or ruling entered in violation of the Automatic Stay.

DATED this 1st day of June, 2012.

PITE DUNCAN, LLP

GREGG A. HUBLEY
CHRISTOPHER A.J. SWIFT
Attorneys for GMAC Mortgage, LLC

1 Sharpe v. GMAC Mortgage, et al.
District Court Clark County, Nevada
2 Case No(s). A602043

3 DECLARATION OF SERVICE

4 I, the undersigned, declare: I am, and was at the time of service of the papers herein referred
to, over the age of 18 years, and not a party to this action. My business address is 701 Bridger
5 Avenue, Suite 700, Las Vegas, Nevada 89101.

6 On June 1, 2012, I served the following document:

7 **NOTICE OF BANKRUPTCY AND EFFECT OF AUTOMATIC STAY**

8 on the parties in this action addressed as follows:

9 Patrick G. Byrne, Esq.
Paul W. Shakespear, Esq.
10 **SNELL & WILMER**
3883 Howard Hughes Parkway, Suite 1100
11 Las Vegas, NV 89169
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12 *Nevada*

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15 *Attorneys for Maurice Sharpe*

Vicki Longden
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North Las Vegas, Nevada 89031
Third-Party Defendant in Pro Per

16 X **BY MAIL:** I placed a true copy in a sealed envelope addressed as indicated above. I am
17 readily familiar with the firm's practice of collection and processing correspondence for
mailing. It is deposited with the U.S. Postal Service on that same day in the ordinary course
18 of business. I am aware that on motion of party served, service is presumed invalid if postal
cancellation date or postage meter date is more than one day after date of deposit for mailing
19 in affidavit.

20 **BY FACSIMILE:** I personally sent to the addressee's facsimile number a true copy of the
above-described document(s). I verified transmission with a confirmation printed out by the
21 facsimile machine used. Thereafter, I placed a true copy in a sealed envelope addressed and
mailed as indicated above.

22 I declare under penalty of perjury under the laws of the State of Nevada that the foregoing
is true and correct.

23 Executed this 1st day of June 2012, at Las Vegas, Nevada.

24
25 
26 NICOLE L. SCHLANDERER
27
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